

BILL NO. G-85-10-14 (AS AMENDED)

GENERAL ORDINANCE NO.

126-85

AN ORDINANCE amending Chapter 33 of the
Municipal Code of the City of Fort Wayne, Indiana.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY
OF FORT WAYNE, INDIANA:

SECTION 1. Delete Section 33-14 (f) (3) e. ii.
and replace with the following:

(ii) Permitted uses include all B2C uses and
additionally bowling alleys, arcades, and Automobile
Showrooms, to a total of 48,000 sq. ft. devoted to this use
per Shopping Center, except that no repair, paint or body
work shall be conducted in connection with such showroom
and that there shall be no storage or display of vehicles
outside of the building.

SECTION 2. That this ordinance shall be in full
force and effect from and after passage and approval by
the Mayor.

Councilmember

APPROVED AS TO FORM AND LEGALITY:

BRUCE O. BOXBERGER, CITY ATTORNEY

1
2 BILL NO. G-85-10-14

3 GENERAL ORDINANCE NO. _____

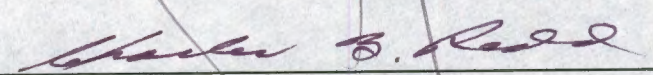
4 AN ORDINANCE amending Chapter 33 of the
5 Municipal Code of the City of Fort Wayne,
6 Indiana.

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY
8 OF FORT WAYNE, INDIANA:

9 SECTION 1. Delete Section 33-14 (f)(3) e. ii. and
10 replace with the following:

11 (ii) Permitted uses include all B2C uses and
12 additionally bowling alleys, arcades, and Automobile Showrooms
13 for no more than ten (10) vehicles, except that no repair,
14 paint or body work shall be conducted in connection with
15 such showroom and that there shall be no storage or display
16 of vehicles outside of the building.

17 SECTION 2. That this ordinance shall be in full
18 force and effect from and after passage and approval by
19 the Mayor.

20 
21 Councilmember

22 APPROVED AS TO FORM AND LEGALITY:

23 
24 BRUCE O. BOXBERGER, CITY ATTORNEY
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Read the first time in full and on motion by Redd
seconded by Salmon, and duly adopted, read the second time
by title and referred to the Committee Redd (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on _____, the _____ day of _____,
19____, at _____ o'clock _____ .M., E.

DATE: 10-8-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd
seconded by Salmon, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 11-12-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. D-26-85

on the 12th day of December, 1985,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 13th day of November, 1985,
at the hour of 2:00 o'clock _____ .M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 14th day of November,
1985, at the hour of 3:30 o'clock P.M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

FACT SHEET

G-85-10-14

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Zoning Ordinance Amendment

APPROVAL DEADLINE**REASON****DETAILS****Specific Location and/or Address**

N/A

Reason for Project

Amendment would allow for an additional use in B-2-D District.

Discussion (Including relationship to other Council actions)October 21, 1985 - Public Hearing

Plan Commission staff stated that this provision was for the added use of an Automobile Showroom, excluding repair, paint or body work, and storage or display of vehicles outside of the building.

The discussion centered around the already existing showrooms located in Glenbrook and Southtown Mall and the fact that the ordinance was limiting the number of cars to 10, which would make these showrooms non-conforming. It was suggested that the staff consider making a maximum sq. footage stipulation part of the amendment instead of limiting the number of cars.

There was no one present who wished to speak in favor of or in opposition to the proposed amendment.

October 28, 1985 - Business Meeting

Following discussion the ordinance was amendment to eliminate the number of cars allowed in the showrooms and changed

POSITIONS**Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents****Applicant(s)**City Plan Commission
City Department

Other

Opponents**Groups or Individuals**

Basis of Opposition

**Staff
Recommendation**☒ For☐ Against

Reason Against

**Board or
Commission
Recommendation****By**☒ For☐ Against☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass☐ Other☐ Pass (as
amended)☐ Hold☐ Council Sub.☐ Do not pass

DETAILS

to allow showrooms up to a maximum of 48,000 sq. ft. devoted to such use.

Motion was made and carried to recommend a DO PASS on the amended ordinance.

Of the 8 members present 7 voted in favor of the DO PASS recommendation and one did not vote.

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐ No☐ Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date September 1985

Projected Completion or Occupancy

Date November 4, 1985

Fact Sheet Prepared by
Patricia Biancaniello

Date November 1985

Reviewed by

Date

Chris Becton

11/4/85

Reference or Case Number

ORIGINAL

DIGEST SHEET

Admn. Appr.

ORIGINAL

TITLE OF ORDINANCE Zoning Ordinance Amendment

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&P

SYNOPSIS OF ORDINANCE Provisions are added for use as an Automobile Showrooms;
conditioned on limits to the number of vehicles, and excluding repair, paint or
body work, and storage or display of vehicles outside of the building.

EFFECT OF PASSAGE Amendment would allow an additional use in
a B-2-D District.

EFFECT OF NON-PASSAGE No additional use in the B-2-D would be allowed.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.) _____

BILL NO. H-85-10-14 (as Amended)

REPORT OF THE COMMITTEE ON _____ REGULATIONS _____

WE, YOUR COMMITTEE ON _____ REGULATIONS _____ TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) _____ AN ORDINANCE amending _____

Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana.

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(RESOLUTION) _____

YES

NO

Charles B. Redd
CHARLES B. REDD
CHAIRMAN

Janet G. Bradbury
JANET G. BRADBURY
VICE CHAIRWOMAN

James S. Stier
JAMES S. STIER

Ben A. Eisbart
BEN A. EISBART

Donald J. Schmidt
DONALD J. SCHMIDT

CONCURRED IN 11-12-85

SANDRA E. KENNEDY
CITY CLERK